

Appl. No. 09/941,313

Attorney Docket No. 10541-451

II. Remarks

Reconsideration and re-examination of this application in view of the above amendments and the following remarks is herein respectfully requested. Claims 1-10 remain pending. No claims have been amended, added or cancelled

Claim Rejections - 35 U.S.C. §103(a)

Claims 1, 3-6, and 8-10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Publication No. 2003/0012389 to Brice, et al. ("Brice") in view of U.S. Patent No. 5,886,738 to Hollenbeck, et al. ("Hollenbeck") and further in view of U.S. Patent No. 6,653,932 to Beamish ("Beamish"). Applicant respectfully traverses this rejection.

First, the examiner states that Hollenbeck discloses an apparatus as connected with the streetlamp, wherein the apparatus is used for remote surveillance. Additionally, the examiner also states that there is an unobstructed space between the controller-receiver-transmitter-antenna assembly in the lens of Hollenbeck. The applicants respectfully disagree with this assessment. In Hollenbeck, the transmitters of Hollenbeck elements 680 and 690 by an access panel 670. This access panel 670 can only be opened when the surveillance system 500 is completely disassembled including removing the lens 610. Therefore, it is impossible to see how there is an obstructed space between the controller-receiver-transmitter-antenna assembly and the lens. Therefore, since



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not all of the elements are disclosed in these cited references, the rejection under 35 U.S.C. § 103 is improper and should be withdrawn.

With respect to the remaining claims, these claims are dependant on claim 1 and are therefore patentable for at least the same reasons given above in support of claim 1. Accordingly, allowance of these claims is respectfully requested.

Conclusion

In view of the above amendments and remarks, it is respectfully submitted that the present form of the claims are patentably distinguishable over the art of record and that this application is now in condition for allowance. Such action is requested.

Respectfully submitted,

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Date


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Attachments: None

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